

I have chosen to pay for satellite radio for its innovative programming, the wide variety of programming it offers (including traffic and weather), and its commercial-free nature. For the first time in a very long while, I am able to listen to radio without being inundated with commercials and mindless chat. The NAB might have had a case in this matter had they and their member stations chosen to actively compete in the satellite radio business. Instead, they have chosen to try to choke out satellite radio by legislating against it instead of competing with it. This move by the NAB and its member stations smacks of the days of Standard Oil before the government passed anti-trust legislation. This is still a country of rights, and for an organization such as the NAB and its member stations to attempt to usurp the rights of XM and its nearly 2 million listeners is not only unconstitutional, but just plain dead wrong.

I respectfully request that the FCC soundly reject the NAB petition 04-160.